IN THE HIGH COURT OF JUDICATURE FOR
RAJASTHAN
AT JAIPUR BENCH JAIPUR.

D.B. CIVIL SPECIAL APPEAL (WRIT) NO.1382/2006.
In
S.B. CIVIL WRIT PETITION NO.3573/1999.

Amrik Singh S/o Shri Gopal Singh, aged about 48 years, resident of Keshorai Pattan, Tehsil Keshorai Pattan, District Bundi.

.....Appellant-Petitioner

Versus

1. Board of Revenue for Rajasthan at Ajmer.
2. Revenue Appellate Authority, Kota.
3. Assistant Collector, Keshorai Pattan, District Bundi.
4. Chandan Das S/o Shri Sunder Das, resident of Keshorai Pattan District Bundi.
5. Madan Lal S/o Chandan Das, resident of Keshorai Pattan District Bundi.
6. Chandan Lal son of Chandan Das, resident of Keshorai Pattan, District Bundi.

.....Respondents

Date of Order:- July 17, 2007.

PRESENT

HON'BLE MR.JUSTICE R.M. LODHA

HON'BLE MR.JUSTICE MOHAMMAD RAFIQ

Mr. Arvind Bhardwaj for the appellant.

Oral Order:- (Per R.M. Lodha, J.)

We heard counsel for the appellant and perused the order of Board of Revenue dated 14/1/1999.

2. The Board of Revenue on the basis of the material on record and in the light of agreement for sale concluded that Chandan Das and Madan Lal (respondents No.4 and 5) were in cultivatory possession of the subject land. As a matter of fact, we are informed that suit for specific performance of the agreement for sale has been decreed by the civil court in favour of respondents No.3 and 4 and the first appeal is pending wherein some interim-orders have been passed.

3. Be that as it may, the order of the Board of Revenue did not call for any

interference by the Single Judge, dismissal of writ petition by the Single Judge, therefore, cannot be faulted.

4. The special appeal is dismissed in limine.

MOHAMMAD RAFIQ, J. **R.M. LODHA, J.**

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Whether this judgment / order is to be reported in Law Journal/s : Yes/No